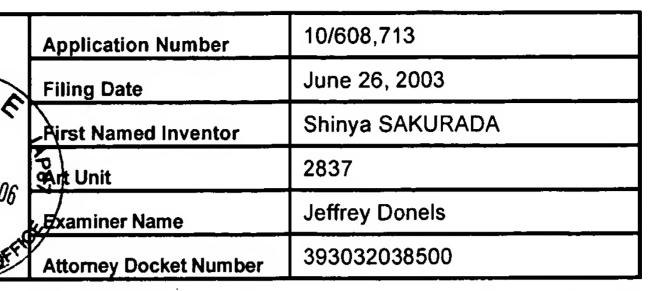
## PETITION FEE Under 37 CFR 1.17(f), (g) & (h) TRANSMITTAL

(Fees are subject to annual revision)

Send completed form to:

MS 313(c) Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450



This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop (e.g., Mail Stop Petition), if applicable. For transmittal of processing fees under 37 CFR 1.17(i), see form PTO/SB/17i.  Payment of Fees (small entity amounts are NOT available for the petition fees).  X The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 03-1952  X Petition fee under 37 CFR 1.17(f), (g) or (h) X Any deficiency of fees and credit of any overpayments Enclosed is a duplicate copy of this form for fee processing.  Check in the amount of \$		at requires a processing tee (37 CFR 1.17(t)),	
The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 03-1952    X   Petition fee under 37 CFR 1.17(f), (g) or (h)   X   Any deficiency of fees and credit of any overpayments Enclosed is a duplicate copy of this form for fee processing.   Check in the amount of \$   is enclosed.   Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.   Petition Fees under 37 CFR 1.17(f): Fee \$400   Fee Code 1462	(g), or (h)). Payment of \$\_130.00 \_is enclosed.  This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop (e.g., Mail Stop Petition), if applicable. For transmittal of processing fees under 37 CFR 1.17(i), see form PTO/SB/17i.		
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§ 5.15 – for changing the scope of a license. § 5.25 – for retroactive license.  Petition Fees under 37 CFR 1.17(h): Fee \$130 Fee Code 1464  For petitions filed under: § 1.19(g) – to request documents in a form other than that provided in this part. § 1.84 – for accepting color drawings or photographs. § 1.91 – for entry of a model or exhibit. § 1.102(d) – to make an application special. § 1.138(c) – to expressly abandon an application to avoid publication. § 1.313 – to withdraw an application from issue. § 1.314 – to defer issuance of a patent.  June 8, 2006  Signature  Date  Mehran Arjomand  48,231	§ 1.956 – for patent owner requests for extension of time in inter partes reexamination proceedings.		
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Signature Date  Mehran Arjomand 48,231	$\gamma (\psi, )$	June 8. 2006	
	Signature		
	Mehran Ariomand	48,231	

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV786079392US, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: June 8, 2006

Signature:

\_\_\_\_ (Marco Jimenez)

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV786079392US, in an envelope addressed to: MS 313(c), Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: June 8, 2006

ignature: \_\_\_\_\_(Marco Jimenez

Docket No.: 393032038500

(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Shinya SAKURADA Allowed: March 6, 2006

Application No.: 10/608,713 Confirmation No.: 6914

Filed: June 26, 2003 Art Unit: 2837

For: AUTOMATIC PERFORMANCE APPARATUS Examiner: J. Donels

## PETITION TO WITHDRAW APPLICATION FROM ISSUE PURSUANT TO 37 CFR 1.313(c)(2)

MS 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Petitioner hereby petitions the Commissioner to withdraw the above-identified application from issue. The Issue Fee in this application was timely submitted to the Patent Office on May 19, 2006.

Please charge our Deposit Account No. 03-1952 in the amount of \$130.00 covering the fee set forth in 37 CFR 1.17(h).

On May 10, 2006, an office action citing references was mailed in connection with a related Japanese application. Accordingly, Petitioner requests withdrawal from issue to file an Information Disclosure Statement (IDS) pursuant to 37 C.F.R. § 1.97 and § 1.98 with a Request for Continued Examination (RCE). The IDS and RCE are enclosed with this petition.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this 06/13/2006 RFEKADU1 00000010 031952 10608713

la-862770

application by this firm) to our Deposit Account No. 03-1952, under Docket No. 393032038500. A duplicate copy of this paper is enclosed.

Dated: June 8, 2006

Respectfully submitted,

Mehran Arjomand

Registration No.: 48,231

MORRISON & FOERSTER LLP

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Los Angeles, California 90013-1024

(213) 892-5630